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THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 109846-288; SYN-106CON)

Applicant: Bird et al.) Examiner:
Serial No.: 09/966,881)
Filed: September 28, 2001) Art Unit:
For: GENETIC CONTROL OF FRUIT RIPENING)

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Sequence, Assistant Commissioner For Patents, Washington, D.C. 20231 on the date set forth below.

December 5, 2001
Date of Signature and of Mail Deposit

By 
Nancy Chiu

Box Sequence
Assistant Commissioner For Patents
Washington, D.C. 20231

REQUEST FOR TRANSFER OF PREVIOUSLY FILED SEQUENCE INFORMATION

Dear Sir:

In response to the Notice to Comply dated November 2, 2001 (copy enclosed) that has issued in the above-referenced continuation application (hereinafter "Application"), Applicants make the following remarks.

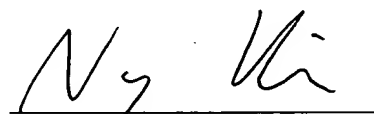
The paper copy of the Sequence Listing that appears at pages 18-54 of the Application is identical to the computer readable copy of the Sequence Listing filed in the parent application having application serial no. 09/242,860, filed March 29, 1999.

In accordance with 37 C.F.R. §1.821(e), please use the last-filed computer readable copy of the Sequence Listing filed in the parent application as the computer readable copy of the Sequence Listing for this Application. It is understood that the PTO will make the necessary changes to the application number and filing date for this Application.

No fees are believed to be due in connection with this communication. However, please apply any additional charges, or credit any overpayment, to our Deposit Account No. 08-0219.

If the Examiner believes that any further discussion of this communication would be helpful, she is encouraged to contact the undersigned by telephone.

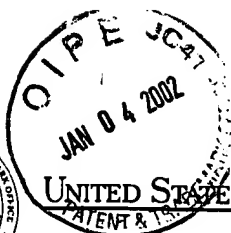
Respectfully submitted,
HALE AND DORR LLP

A handwritten signature in dark ink, appearing to read 'Nancy Chiu', is written over a horizontal line.

Nancy Chiu, Ph.D.
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Date: December 5, 2001



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/966,881	09/28/2001	Colin Roger Bird	109846 (SYN-106CN)

23483
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BOSTON, MA 02109

CONFIRMATION NO. 7251

FORMALITIES LETTER



OC000000007014867

Date Mailed: 11/02/2001

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

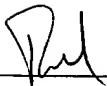
Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE